

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND

IN RE:

\*

MARCUS DUTTON

\*

Case No.: 09-23853-RAG

Debtor

\*

Chapter 13

\* \* \* \* \*

RESPONSE TO TRUSTEE'S MOTION TO DISMISS CASE FOR  
FAILURE TO PROSECUTE CASE

Marcus Dutton, Debtor, by his attorney, Robert N. Grossbart, Grossbart, Portney & Rosenberg, PA, in Response to Trustee's Motion to Dismiss Case for Failure to Prosecute Case, respectfully represents unto this Honorable Court:

1. That he admits the allegations contained in Paragraph No.1, 2, 3, and 4.

2. That within 10 days of the filing of this response, the debtor will file a Motion to Modify Plan that will resolve the Motion to Dismiss Case for Failure to Prosecute Case.

3. That he neither admits nor denies the allegations contained in Paragraph No. 5 and 6.

4. That he denies the allegations contained in Paragraph No. 7.

WHEREFORE, the Debtor/Respondent respectfully requests this Honorable Court that:

A. The Movant's Motion be denied; and

B. This Court grant such other and further relief as the nature of this cause may require.

/s/ Robert N. Grossbart, Esquire

Robert N. Grossbart, Esquire  
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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on Thursday, March 04, 2010, copies of the foregoing were mailed, postage prepaid/sent electronically via ECF, to the Debtor/Respondent; US Trustee Office, 101 W. Lombard Street, 2<sup>nd</sup> Floor, Baltimore, MD 21201; Ellen Cosby, Trustee, PO Box 20016, Baltimore, MD, 21284.

/s/ Robert N. Grossbart, Esquire

Robert N. Grossbart, Esquire